

IN THE UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA

UNITED STATES OF AMERICA,)	
)	
Plaintiff,)	
)	
v.)	Cas No. 23-cv-2256
)	
\$30,800.00 IN UNITED STATES)	
CURRENCY,)	
)	
Defendant,)	

VERIFIED CLAIM OF INTEREST IN SEIZED PROPERTY FOR ERIK WHITE

NOW COMES, before this Honorable Court, Claimant Erik White, by and through his undersigned counsel, and pursuant to the provisions of Federal Rule of Civil Procedure, pursuant to Supplemental Rule G (5) for Admiralty or Maritime Claims and Asset Forfeiture Actions (“Fed. R. Civ. P. Supp.”) respectfully to bring this VERIFIED CLAIM OF INTEREST IN SEIZED PROPERTY FOR ERIK WHITE.

CLAIMANT hereby states as follows:

1. Claimant Erik White hereby through his undersigned counsel Edward Johnson III, that he is the owner of the seized funds in the amount of \$30,800.00 IN UNITED STATES CURRENCY. The Claimant is the owner and has 100% interest in the property. The funds represent an accumulation of the Claimant’s earnings, loans, and savings.
2. Mr. White lawfully held, in his exclusive and sole possession and control, the \$30,800.00 IN UNITED STATES CURRENCY over time as proceeds from various legitimate cash transactions.
3. There is no legal nexus between the seized property and the alleged criminal activity giving rise to forfeiture. The property seized is Mr. White’s property, it is not derived from a violation of any specified unlawful activity. It is not contraband.
4. Mr. White intends to assert his right pursuant to the Excessive Fine Clause of the 8th amendment of the U.S. Constitution, made applicable to States via the Due Process Clause of the 14th Amendment of the U.S. Constitution. See: *Timbs v. Indiana*, 139 S. Ct. 682, 691, 203, Ed. 2d 11 (2019).
5. Claimant reserves the right to amend and supplement this claim as necessary.

WHEREFORE, based upon the information supra, Claimant Erik White, by and through his undersigned counsel, respectfully prays this Honorable Court enter a judgement to return the subject property to the undersigned counsel, and Claimant all other relief as it may deem just and proper.

Date: August 31, 2023

Respectfully submitted,

/s/ Edward D. Johnson III

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VERIFICATION

The undersigned declares under penalty of perjury that he is a claimant in the above-mentioned matter, that he has read the forgoing claim, that he knows the contents thereof, and the same is true of his own knowledge.

Date: August 31, 2023

/s/ Erik White

Erik White

CERTIFICATE OF SERVICE

I hereby certify that a copy of the forgoing was efiled and emailed to Lucas B. Draisey, Assistant United States Attorney, at 300 South Fourth Street Minneapolis, MN 55415 on August 31, 2023.

/s/ Edward D. Johnson III

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